

June 30, 1975 and said acts should be legalized and the matter once and for all be put to rest; Now Therefore,

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. That all proceedings taken by the board of supervisors of Lucas county pertaining to the sale of property acquired by virtue of a tax deed and sold on or after July 1, 1967 and on or before June 30, 1975 where the board of supervisors failed to publish notice of the time, place, and date of the sale at least ten days prior to the date of the sale are validated, legalized, and confirmed and shall constitute a valid, legal, and binding sale of those properties sold on or after July 1, 1967 and on or before June 30, 1975 by the board of supervisors of Lucas county.

Approved May 3, 1979

CHAPTER 167

DAVENPORT SCHOOL PROPERTY SALE

S. F. 476

AN ACT to legalize the proceedings of the Davenport Community School District relating to the sale of certain property.

Whereas, the Davenport community school district conveyed a tract of land to Meta M. Prignitz, Erma A. Walker, Harvey Walker, Marjorie A. Stoffers, Hans Stoffers, Wayne A. Prignitz and Rosella Prignitz on February 14, 1977; and

Whereas, prior to this conveyance Meta M. Prignitz and the others named above had entered into a roadway agreement with the Davenport community school district on November 14, 1969 and pursuant to that agreement had conveyed two tracts of land to the school district on May 20, 1974 reserving a perpetual easement for roadway purposes on one of the tracts; and

Whereas, the purpose of these transactions was to restore access to both the Prignitz property and the Hartzel Perry school after a street relocation resulting from the construction of United States interstate highway 280; and

Whereas, the conveyance from the Davenport community school district to Meta M. Prignitz and the others named may not have complied with the requirements of chapter two hundred ninety-seven (297) of the Code since the consideration for the transfer was the acquisition of property from Meta M. Prignitz and the others named for a convenient roadway; and

Whereas, some doubts have arisen regarding the validity of the sales of the property and such doubts may raise an issue concerning the

merchantability of the title of the properties and the conveyances should be legalized and the matter once and for all put to rest; Now Therefore,

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. The proceeding of the board of directors of the Davenport community school district regarding the conveyances of the following described properties:

Three tracts of land in the Northwest One-Quarter (NW1/4) of Section 8, Township 77 North, Range 3 East of the fifth P.M., City of Davenport, Scott County, Iowa, described as follows:

Tract 1. Beginning at a point on the west line of the Northwest One-Quarter (NW1/4) of Section 8, 392.6 feet north of the Southwest corner of the Northwest One-Quarter (NW1/4) of Section 8 thence South 29 degrees 08 minutes East 277 feet, thence westerly to a point on the west line of the Northwest One-Quarter (NW1/4) of Section 8, that point being 260 feet south of the point of beginning, thence North 260 feet along the west line of the Northwest One-Quarter (NW1/4) of Section 8 to the point of beginning, excepting therefrom the west 60 feet.

Tract 2. Commencing at the Southwest corner of the Northwest One-Quarter (NW1/4) of Section 8, thence North 392.6 feet along the west line of the Northwest One-Quarter (NW1/4) of Section 8, thence South 29 degrees 08 minutes East 364.1 feet, thence North 20 degrees 40 minutes East 206 feet to the point of beginning, thence continuing North 20 degrees 40 minutes East 666.9 feet to the centerline of Wapello Avenue, thence South 70 degrees 20 minutes East 50 feet, thence South 20 degrees 40 minutes West 516.9 feet thence South 39 degrees 06 minutes West 158.1 feet to the point of the beginning, excepting therefrom the part conveyed to the State of Iowa by warranty deed dated September 11, 1967 and recorded in the office of the Recorder of Scott County, Iowa in book 309, page 598.

Tract 3. Commencing at the Southwest corner of the Northwest One-Quarter (NW1/4) of Section 8, thence North 392.6 feet along the west line of the Northwest One-Quarter (NW1/4) of Section 8, thence South 29 degrees 08 minutes East 277 feet to the point of beginning, thence continuing South 29 degrees 08 minutes East 87.1 feet, thence North 20 degrees 40 minutes East 206 feet, thence Southwesterly 163.9 feet to the point of beginning.

between the Davenport community school district and Meta M. Prignitz, Erma A. Walker, Harvey Walker, Marjorie A. Stoffers, Hans Stoffers, Wayne A. Prignitz and Rosella Prignitz which may not have complied with the requirements of chapter two hundred ninety-seven (297) of the Code and the roadway agreement executed between those parties on November 14, 1969 are hereby legalized, validated and confirmed.

Approved May 3, 1979